



RECEIVED

DEC 12 2002

TECH CENTER 1600/2900

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Lee A. Mizzen
Serial No. : 08/977,787
Filed : November 25, 1997
Title : IMMUNE RESPONSES USING COMPOSITIONS CONTAINING STRESS
PROTEINS

Art Unit : 1631
Examiner : M. Zeman

BOX AF

Commissioner for Patents
Washington, D.C. 20231

NOTICE OF APPEAL

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the action dated June 4, 2002, finally rejecting claims 53, 56-58, 60-68, 87-123.

A petition for an extension of time under 37 CFR §1.136 to extend the time to respond to the final rejection for three months to and including December 4, 2002 is enclosed.

A check in the total amount of \$1240 (for the appeal fee and the three month extension of time) is enclosed. Please apply any other charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

Date: December 4, 2002

Lee Crews, Ph.D.
Reg. No. 43,567

Fish & Richardson P.C.
225 Franklin Street
Boston, Massachusetts 02110-2804
Telephone: (617) 542-5070
Facsimile: (617) 542-8906

20550378.doc

12/16/2002 CNGUYEN 00000020 08977787

FC:1401

320.00 DP

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, Washington, D.C. 20231.

December 4, 2002

Date of Deposit

Signature

Mary Elizabeth Jacoby

Typed or Printed Name of Person Signing Certificate